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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JOHN ARMSTRONG, et al.,

Plaintiffs,

v.

ARNOLD SCHWARZENEGGER, et al.,

Defendants.

Case No. C94 2307 CW

**ORDER CONFIRMING UNDISPUTED
BOARD OF PAROLE HEARINGS
ATTORNEY'S FEES AND COSTS FOR
THE FIRST QUARTER OF 2010**

On March 26, 1997, the District Court established procedures by which Plaintiffs are to collect periodic attorneys' fees and costs in this case in connection with their work monitoring Defendants' compliance with the Court's Orders and collecting fees.

Pursuant to these procedures, Plaintiffs served by overnight delivery their First Quarterly Statement for 2010 on Defendants on May 12, 2010. Defendants responded on June 23, 2010. The parties completed their meet-and-confer process on July 7, 2010 as to number of hours and costs incurred, but not as to 2010 hourly rates.

Subject to resolution of the rates dispute, the parties agree that \$172,893.46 for fees and costs incurred during the First Quarter of 2010 in the Board of Parole Hearings portion of the case are undisputed. Attached hereto as Exhibit A is a chart setting forth the balance due for the First Quarter of 2010, which will become due and owing forty-five days from the entry of this Order. Exhibit A also reflects the claimed fees that remain in dispute.

IT IS HEREBY ORDERED that \$172,893.46 is due and collectable as of forty-five days from the date of entry of this Order. Interest on these fees and costs will run from June 14, 2010, accruing at the rate provided by 28 U.S.C. § 1961.

IT IS SO ORDERED.

DATED: 7/23/2010 _____


THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

/s/ Jay C. Russell
Jay C. Russell
Deputy Attorney General
Attorney for Defendants

DATED: July 19, 2010

/s/ Holly M. Baldwin
Holly M. Baldwin
Rosen, Bien & Galvan, LLP
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DATED: July 19, 2010